

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DIONA NICHOLS,

*Plaintiff(s),*

v.

JOSEPH OSEI, et al.,

*Defendants.*

CIVIL ACTION

NO. 22-4613

**ORDER**

**AND NOW**, this 29th day of August 2023, upon consideration of the City of Philadelphia's Motion to Dismiss (ECF 13) and Nichols's Response (ECF 16), it is hereby **ORDERED** that the Motion is **DENIED** with respect to Count I and **GRANTED** with respect to Count IV, which is **DISMISSED with prejudice**.

BY THE COURT:

/s/ Gerald J. Pappert  
GERALD J. PAPPERT, J.